

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
First Regular Session  
2007

# HOUSE BILL 2570

AN ACT

REPEALING LAWS 2002, CHAPTER 328, SECTION 26; AUTHORIZING THE USE OF CERTAIN  
VEHICLE LICENSE TAX MONIES FOR RAILROAD RIGHT-OF-WAY ACQUISITION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Repeal; reversion

3 A. Laws 2002, chapter 328, section 26 is repealed.

4 B. The monies deposited pursuant to Laws 2002, chapter 328, section 26  
5 revert to the state highway fund.

6 Sec. 2. Vehicle license tax; railroad right-of-way; planning;  
7 acquisition

8 A. Notwithstanding section 28-5808, subsection A, Arizona Revised  
9 Statutes, in fiscal year 2007-2008, the director of the department of  
10 transportation shall deposit six hundred fifty thousand dollars in a special  
11 account established by the department of administration for the purpose  
12 prescribed in subsection C of this section.

13 B. The monies deposited pursuant to subsection A of this section shall  
14 be from the portion of monies distributed pursuant to section 28-5808,  
15 subsection A, Arizona Revised Statutes, that would be deposited in the state  
16 highway fund. The deposit of these monies in the special account shall not  
17 in any way impact distributions of vehicle license tax revenues to the state  
18 general fund and to cities, towns or counties pursuant to section 28-5808,  
19 Arizona Revised Statutes.

20 C. On the approval of the state transportation board, the department  
21 of transportation shall use the monies from the special account for costs  
22 related to the study, planning and acquisition of a railroad right-of-way and  
23 railroad support infrastructure necessary to accommodate future freight or  
24 passenger rail service and to be in the best interest of this state.

25 D. The department of transportation's study, planning and acquisition  
26 of the railroad right-of-way pursuant to subsection C of this section does  
27 not alter or impact any existing agreements or permits that have been entered  
28 into or obtained by utility companies located within the existing railroad  
29 right-of-way.

30 E. The monies in the special account established pursuant to  
31 subsection A of this section are exempt from the provisions of section  
32 35-190, Arizona Revised Statutes, relating to lapsing of appropriations.